



STATE OF WISCONSIN Senate Journal Ninety–Fifth Regular Session

10:00 A.M.

TUESDAY, March 12, 2002

The Senate met.

The Senate was called to order by Senator Fred Risser.

The roll was called and the following Senators answered to their names:

Senators Baumgart, Breske, Burke, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Grobschmidt, Hansen, Harsdorf, Huelsman, Jauch, Kanavas, A. Lasee, Lazich, M. Meyer, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Schultz, Shibilski, Welch, Wirch and Zien – 33.

Absent – None.

Absent with leave – None.

The Senate stood for the prayer which was offered by Pastor Kurt O. Handrich of Calvary Lutheran Church in Beloit.

The Senate remained standing and Senator Kanavas led the Senate in the pledge of allegiance to the flag of the United States of America.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS

Read first time and referred:

Senate Bill 496

Relating to: probation and treatment for persons convicted of possession of certain controlled substances or certain other crimes; treatment for persons on parole who violate conditions of parole relating to possession of certain controlled substances or to drug treatment requirements; treatment for persons on extended supervision who violate conditions of extended supervision relating to possession of certain controlled substances or to drug treatment; granting rule–making authority; and making an appropriation.

By Senators George, Moore and Risser; cosponsored by Representatives Albers, Black, Young, Pocan, Boyle, Miller and Coggs.

To committee on **Judiciary, Consumer Affairs, and Campaign Finance Reform.**

REPORT OF COMMITTEES

The committee on **Environmental Resources** reports and recommends:

Senate Bill 495

Relating to: environmental compliance audits, environmental management systems, providing incentives for improving environmental performance, providing immunity from civil penalties for certain violations of environmental

requirements, access to certain information, granting rule–making authority, and providing a penalty.

Passage.

Ayes, 5 – Senators Baumgart, Hansen, Wirch, Cowles and Schultz.

Noes, 0 – None.

Jim Baumgart
Chairperson

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Ethics Board

March 12, 2002

The Honorable, The Senate:

The following lobbyists have been authorized to act on behalf of the organizations set opposite their names.

For more detailed information about these lobbyists and organizations and a complete list of organizations and people authorized to lobby the 2001 session of the legislature, visit the Ethics Board’s web site at <http://ethics.state.wi.us/>

- Anderson, Nicole **Wisconsin Public Power Inc**
- Crass, David **Dairy Business Association**
- Kuehn, Ronald W **Wisconsin Association of School District Administrators**
- Liebe, Thomas **Childrens Health System Inc**
- Sink, Daren **Pfizer Inc**
- Tierney, Jodie **Greater Milwaukee Association of REALTORS**

Also available from the Wisconsin Ethics Board are reports identifying the amount and value of time state agencies have spent to affect legislative action and reports of expenditures for lobbying activities filed by organizations that employ lobbyists.

Sincerely,

ROTH JUDD
Director

Senator Robson, with unanimous consent, asked that the Senate recess until 1:36 P.M.

10:25 A.M.

RECESS

1:36 P.M.

The Senate reconvened.

Senator Risser in the chair.

Senator Chvala, with unanimous consent, asked that the Senate return to the third order of business.

**INTRODUCTION, FIRST READING AND
REFERENCE OF BILLS**

Read first time and referred:

Senate Bill 497

Relating to: sale of halal food.

By Senators Kanavas and Grobschmidt; cosponsored by Representative Duff.

To committee on **Labor and Agriculture**.

ADVICE AND CONSENT OF THE SENATE

Senate Bill 55

Relating to: state finances and appropriations, constituting the executive budget act of the 2001 legislature.

Read.

The question was: Shall Item D-4, sections 3325q and 9311(7k) of **Senate Bill 55** pass notwithstanding the objections of the governor?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Decker, Erpenbach, George, Grobschmidt, Hansen, Jauch, M. Meyer, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Harsdorf, Huelsman, Kanavas, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Schultz, Welch and Zien – 15.

Absent or not voting – None.

Passage refused notwithstanding objections of the governor.

ROSLANSKY, ROGER D., of La Crosse, as a member of the Real Estate Appraisers Board, to serve for the interim term ending May 1, 2004.

Read.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Grobschmidt, Hansen, Harsdorf, Huelsman, Jauch, Kanavas, A. Lasee, Lazich, M. Meyer, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Schultz, Shibilski, Welch, Wirch and Zien – 33.

Noes – None.

Absent or not voting – None.

Confirmed.

**REFERRALS AND RECEIPT OF
COMMITTEE REPORTS CONCERNING
PROPOSED ADMINISTRATIVE RULES**

Senate Clearinghouse Rule 02-011

Relating to the adjustment of thresholds for application of prevailing wage rates and payment and performance assurance requirements.

Submitted by Department of Workforce Development .

Report received from Agency, March 11, 2002.

Referred to committee on **Labor and Agriculture**, March 12, 2002.

**MESSAGES FROM THE ASSEMBLY
CONSIDERED**

Senate Joint Resolution 63

Relating to: creating a committee of conference on 2001 Assembly Bill 843 and 2001 Senate Bill 104, the 2001 Campaign Finance Bills.

Read.

Senator Chvala moved nonconcurrency in Assembly amendment 1 to **Senate Joint Resolution 63**.

The question was: Shall Assembly amendment 1 to **Senate Joint Resolution 63** be nonconcurrent in?

Nonconcurrent in.

Senate Bill 61

Relating to: granting high school diplomas posthumously to veterans.

Read.

The question was: Shall Assembly substitute amendment 2 to **Senate Bill 61** be concurred in?

Concurred in.

Senate Bill 179

Relating to: requiring crossing gates on school buses, granting rule-making authority, and providing a penalty.

Read.

The question was: Shall Assembly amendment 1 to **Senate Bill 179** be concurred in?

Concurred in.

Senate Bill 250

Relating to: insurance coverage of prescription medications used to treat diabetes.

Read.

The question was: Shall Assembly amendment 1 to **Senate Bill 250** be concurred in?

Concurred in.

Senate Bill 413

Relating to: the regulation of massage therapists and bodyworkers, creating a massage therapy and bodywork examining board, granting rule-making authority and providing a penalty.

Read.

The question was: Shall Assembly amendment 1 to **Senate Bill 413** be concurred in?

Concurred in.

**SECOND READING AND AMENDMENTS
OF SENATE JOINT RESOLUTIONS AND
SENATE BILLS**

Senate Joint Resolution 64

Relating to: honoring the University of Wisconsin-Green Bay Women's Basketball Team.

Read.

Adopted.

Senate Bill 75

Relating to: fees charged by notary publics.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 75**?

Adopted.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 75

Read a third time and passed.

Senator Chvala, with unanimous consent, asked that **Senate Resolution 16** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Senate Resolution 16

Relating to: autism spectrum disorder.

Read.

Adopted.

Senator Chvala, with unanimous consent, asked that **Senate Resolution 17** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Senate Resolution 17

Relating to: proclaiming Prostate Cancer Awareness Month.

Read.

Senator A. Lasee, with unanimous consent, asked to be added as a coauthor of **Senate Resolution 17**.

Adopted.

Senator Chvala, with unanimous consent, asked that **Assembly Joint Resolution 100** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Assembly Joint Resolution 100

Relating to: the Wisconsin School for the Deaf Sesquicentennial.

Read.

Concurred in.

Senate Bill 305

Relating to: licensing of physical therapists and physical therapist assistants and granting rule-making authority.

Read a second time.

Senator Burke, with unanimous consent, asked that **Assembly Bill 615** be withdrawn from the committee on **Health, Utilities, Veterans and Military Affairs** and taken up at this time.

Assembly Bill 615

Relating to: licensing of physical therapists and physical therapist assistants and granting rule-making authority.

Read a second time.

Senator Burke, with unanimous consent, asked that **Assembly Bill 615** be referred to the Joint Committee on **Finance**.

Senator Burke, with unanimous consent, asked that the rules be suspended and that **Assembly Bill 615** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 615

Read a third time.

The ayes and noes were required and the vote was: ayes, 28; noes, 5; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Darling, Ellis, Erpenbach, S. Fitzgerald, George, Grobschmidt, Hansen, Huelsman, Jauch, Kanavas, A. Lasee, Lazich, M.

Meyer, Moen, Moore, Plache, Risser, Robson, Roessler, Rosenzweig, Schultz, Wirch and Zien – 28.

Noes – Senators Decker, Harsdorf, Panzer, Shibilski and Welch – 5.

Absent or not voting – None.

Concurred in.

Senator Chvala, with unanimous consent, asked that **Senate Bill 305** be laid on the table.

Senate Bill 344

Relating to: development of a tribal logo for notification of state grants funded by Indian gaming receipts.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 344**?

Adopted.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 344

Read a third time and passed.

Senate Bill 373

Relating to: the prohibition against underage persons entering or being on any premises operating under an alcohol beverage license.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 373

Read a third time and passed.

Senate Bill 391

Relating to: requiring a hospital to provide to an alleged victim of sexual assault, with consent, information and emergency contraception and providing a penalty.

Read a second time.

IN THE CHAIR

Senator Burke in the chair.

2:00 P.M.

Senate amendment 1 to **Senate Bill 391** offered by Senator Baumgart.

Senator Risser moved rejection of Senate amendment 1 to **Senate Bill 391**.

The question was: Rejection of Senate amendment 1 to **Senate Bill 391**?

Rejected.

Senate amendment 2 to **Senate Bill 391** offered by Senator Huelsman.

Senator Risser moved rejection of Senate amendment 2 to **Senate Bill 391**.

The question was: Rejection of Senate amendment 2 to **Senate Bill 391**?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Decker, Erpenbach, George, Grobschmidt, Hansen, Jauch, M. Meyer, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Harsdorf, Huelsman, Kanavas, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Schultz, Welch and Zien – 15.

Absent or not voting – None.

Rejected.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 391

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Burke, Chvala, Darling, Decker, Erpenbach, George, Hansen, Huelsman, Jauch, M. Meyer, Moen, Moore, Panzer, Plache, Risser, Robson, Rosenzweig, Shibilski and Wirch – 20.

Noes – Senators Breske, Cowles, Ellis, S. Fitzgerald, Grobschmidt, Harsdorf, Kanavas, A. Lasee, Lazich, Roessler, Schultz, Welch and Zien – 13.

Absent or not voting – None.

Passed.

IN THE CHAIR

Senator Risser in the chair.

2:27 P.M.

Senator Chvala, with unanimous consent, asked that **Senate Joint Resolution 66** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Senate Joint Resolution 66

Relating to: declaring May 14 Hmong–Lao Appreciation Day.

Read.

Adopted.

Senate Bill 394

Relating to: withholding from public inspection information about public utility security.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 394**?

Adopted.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 394

Read a third time and passed.

Senate Bill 425

Relating to: investigations by state traffic patrol officers and inspectors.

Read a second time.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 737** be withdrawn and taken up at this time.

Assembly Bill 737

Relating to: investigations by state traffic patrol officers and inspectors.

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 737

Read a third time and concurred in.

Senator Chvala, with unanimous consent, asked that **Senate Bill 425** be laid on the table.

Senate Bill 430

Relating to: coverage of certain members of district boards of local professional baseball park districts under the code of ethics for local public officials and filing of statements of economic interests by candidates for joint municipal judgeships (suggested as remedial legislation by the ethics board).

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 430

Read a third time and passed.

Senate Bill 435

Relating to: the sale or distribution of mercury thermometers and providing a penalty.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 435**?

Adopted.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 435

Read a third time and passed.

Senate Bill 436

Relating to: various changes regarding the department of financial institutions and persons regulated by the department of financial institutions and granting rule-making authority (suggested as remedial legislation by the department of financial institutions).

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 436**?

Adopted.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 436

Read a third time and passed.

Senate Bill 438

Relating to: domestic abuse restraining orders and injunctions.

Read a second time.

Senator Rosenzweig, with unanimous consent, asked to be added as a coauthor of **Senate Bill 438**.

Senator Rosenzweig, with unanimous consent, asked to be added as a coauthor of **Senate Bill 439**.

Senator Rosenzweig, with unanimous consent, asked to be added as a coauthor of **Senate Bill 440**.

Senator Rosenzweig, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 733**.

Senator Wirch, with unanimous consent, asked to be added as a coauthor of **Senate Bill 438**.

Senator Wirch, with unanimous consent, asked to be added as a coauthor of **Senate Bill 439**.

Senator Grobschmidt, with unanimous consent, would have the journal show that he would withdraw his name as cosponsor of **Assembly Bill 893**.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 438

Read a third time and passed.

Senate Bill 439

Relating to: an evidentiary privilege for communications made to a person employed by or volunteering with an organization providing counseling, assistance, or support services to victims of sexual assault or abusive conduct.

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 439

Read a third time and passed.

Senate Bill 440

Relating to: stalking and providing a penalty.

Read a second time.

Ordered to a third reading.

Senator Burke, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 440

Read a third time and passed.

Senate Bill 450

Relating to: eliminating the Wisconsin credit union savings insurance corporation (suggested as remedial legislation by the department of financial institutions).

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 450

Read a third time and passed.

Senate Bill 452

Relating to: the groundwater law and regulation of aquifer storage recovery systems.

Read a second time.

Senator Grobschmidt, with unanimous consent, asked that Senate substitute amendment 1 to **Senate Bill 452** be laid on the table.

Senate substitute amendment 2 to **Senate Bill 452** offered by Senators Grobschmidt, Cowles and Hansen.

Senate amendment 1 to Senate substitute amendment 2 to **Senate Bill 452** offered by Senators Grobschmidt, Cowles and Hansen.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 2 to **Senate Bill 452**?

Adopted.

The question was: Adoption of Senate substitute amendment 2 to **Senate Bill 452**?

Adopted.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 452

Read a third time and passed.

Senate Bill 460

Relating to: rules of conduct for a business receiving a grant or loan from the Wisconsin development fund or proceeds from the sale of an industrial development revenue bond and the employment impact estimates required to be submitted by such a business.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 460**?

Adopted.

The question was: Adoption of Senate amendment 2 to **Senate Bill 460**?

Adopted.

The question was: Adoption of Senate amendment 3 to **Senate Bill 460**?

Adopted.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 460

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Decker, Erpenbach, George, Grobschmidt, Hansen, Jauch, M. Meyer, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Harsdorf, Huelsman, Kanavas, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Schultz, Welch and Zien – 15.

Absent or not voting – None.

Passed.

Senate Bill 462

Relating to: biological or chemical substance scares, juvenile court dispositions for a juvenile who is found to have made a bomb scare or a biological or chemical substance scare involving a school premises or to have possessed or discharged a firearm in a school zone, and providing a penalty.

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 462

Read a third time and passed.

Senate Bill 464

Relating to: disqualification from commercial motor vehicle operation for railroad crossing violations and providing a penalty.

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 464

Read a third time and passed.

Senate Bill 469

Relating to: the energy efficiency of equipment used in state building projects and certain other projects constructed for the state and granting rule-making authority.

Read a second time.

Senate amendment 1 to **Senate Bill 469** offered by Senator Cowles.

The question was: Adoption of Senate amendment 1 to **Senate Bill 469**?

Adopted.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 469

Read a third time and passed.

**SECOND READING AND AMENDMENTS
OF ASSEMBLY JOINT RESOLUTIONS AND
ASSEMBLY BILLS**

Assembly Joint Resolution 35

Relating to: supporting a women's health platform that recognizes serious inequities in the health prevention and treatment of women and calls for the elimination of these inequities to improve the health status of women in this state.

Read.

Senator Lazich, with unanimous consent, asked to be withdrawn as a cosponsor of **Assembly Joint Resolution 35**.

The question was: Adoption of Senate amendment 1 to **Assembly Joint Resolution 35**?

Adopted.

Concurred in as amended.

Assembly Joint Resolution 87

Relating to: commemorating the United States Military Academy at West Point on its bicentennial anniversary.

Read.

Concurred in.

Assembly Joint Resolution 88

Relating to: proclaiming May 17, 18, and 19, 2002, Syttende Mai Weekend.

Read.

Concurred in.

Senator Moen, with unanimous consent, asked that all action be immediately messaged to the Assembly.

Assembly Bill 157

Relating to: possession of body armor by persons convicted of or adjudicated delinquent for certain felony offenses and providing a penalty.

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 157

Read a third time and concurred in.

Assembly Bill 256

Relating to: licensing perfusionists, creating a perfusionists examining council, and granting rule-making authority.

Read a second time.

Senator Burke, with unanimous consent, asked that **Assembly Bill 256** be referred to the Joint Committee on **Finance**.

Senator Burke, with unanimous consent, asked that the rules be suspended and that **Assembly Bill 256** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 256

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 1; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Grobschmidt, Hansen, Harsdorf, Huelsman, Jauch, Kanavas, A. Lasee, Lazich, M. Meyer, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Schultz, Shibilski, Wirch and Zien – 32.

Noes – Senator Welch – 1.

Absent or not voting – None.

Concurred in.

Assembly Bill 327

Relating to: expenditure of \$9,296 from moneys appropriated to the department of transportation in payment of a claim against the state made by Robert and Dorothy Messner.

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 327

Read a third time.

The ayes and noes were required and the vote was: ayes, 31; noes, 2; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Grobschmidt, Hansen, Harsdorf, Jauch, A. Lasee, Lazich, M. Meyer, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Schultz, Shibilski, Welch, Wirch and Zien – 31.

Noes – Senators Huelsman and Kanavas – 2.

Absent or not voting – None.

Concurred in.

Assembly Bill 354

Relating to: powers, responsibilities, and appointment of court commissioners.

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 354

Read a third time and concurred in.

Assembly Bill 412

Relating to: petition requirements for the creation of a town sanitary district.

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 412

Read a third time and concurred in.

Assembly Bill 481

Relating to: the interstate compact for adult offender supervision.

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 481

Read a third time and concurred in.

Assembly Bill 482

Relating to: child sex offenders working or volunteering with children and providing a penalty.

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 482

Read a third time and concurred in.

Assembly Bill 548

Relating to: the date of the presidential preference primary.

Read a second time.

Senate amendment 1 to **Assembly Bill 548** offered by Senators Decker, Baumgart, A. Lasee, Schultz, Breske, M. Meyer and Hansen.

Senator Rosenzweig, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 481**.

Senator Chvala moved rejection of Senate amendment 1 to **Assembly Bill 548**.

The question was: Rejection of Senate amendment 1 to **Assembly Bill 548**?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 16; absent or not voting, 0; as follows:

Ayes – Senators Burke, Chvala, Darling, S. Fitzgerald, Grobschmidt, Harsdorf, Huelsman, Kanavas, Lazich, Panzer, Plache, Roessler, Rosenzweig, Shibilski, Welch, Wirch and Zien – 17.

Noes – Senators Baumgart, Breske, Cowles, Decker, Ellis, Erpenbach, George, Hansen, Jauch, A. Lasee, M. Meyer, Moen, Moore, Risser, Robson and Schultz – 16.

Absent or not voting – None.

Rejected.

Senator Decker moved that **Assembly Bill 548** be referred to joint committee on **Finance**.

The question was: Shall **Assembly Bill 548** be referred to joint committee on **Finance**?

Refused to refer to joint committee on Finance.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 548

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 14; noes, 19; absent or not voting, 0; as follows:

Ayes – Senators Burke, Chvala, Darling, Ellis, Grobschmidt, Huelsman, Kanavas, Lazich, Moore, Panzer, Shibilski, Welch, Wirch and Zien – 14.

Noes – Senators Baumgart, Breske, Cowles, Decker, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, A. Lasee, M. Meyer, Moen, Plache, Risser, Robson, Roessler, Rosenzweig and Schultz – 19.

Absent or not voting – None.

Refused concurrence.

Assembly Bill 609

Relating to: the titling of motor vehicles that have been damaged; the sale of a motor vehicle subject to a seizure for a crime related to driving while under the influence of an intoxicant or other drug; displaying the empty weight on the side of certain motor vehicles; vehicle identification numbers for motorcycles; and operating a motor vehicle that is not registered (suggested as remedial legislation by the department of transportation).

Read a second time.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 609**?

Adopted.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 609

Read a third time and concurred in as amended.

Assembly Bill 655

Relating to: testing of donors of human ova for the presence of human immunodeficiency virus; membership of the council on developmental disabilities; and changing the term used to describe a residential facility operated by a child welfare agency for the care and maintenance of children (suggested as remedial legislation by the department of health and family services).

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 655

Read a third time and concurred in.

Senator Rosenzweig moved reconsideration of the vote by which concurrence was refused on **Assembly Bill 548**.

The question was: Shall the vote by which concurrence was refused on **Assembly Bill 548** be reconsidered?

Reconsidered.

Senator Chvala, with unanimous consent asked that the vote by which Senate amendment 1 was rejected be reconsidered.

Reconsidered.

Senator Chvala, with unanimous consent, withdrew his rejection motion.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 548**?

Adopted.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 548

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Grobschmidt, Hansen, Harsdorf, Huelsman, Jauch, Kanavas, A. Lasee, Lazich, M. Meyer, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Schultz, Shibilski, Welch, Wirch and Zien – 33.

Noes – None.

Absent or not voting – None.

Concurred in as amended.

Assembly Bill 711

Relating to: congressional redistricting.

Read a second time.

Senate substitute amendment 1 to **Assembly Bill 711** offered by Senator Jauch.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 711** be placed at the foot of the 12th order of business on the calendar of March 12, 2002.

Senator Chvala, with unanimous consent, asked that all action be immediately messaged to the Assembly.

Assembly Bill 733

Relating to: expanding eligibility for drug treatment reimbursement grants for persons with HIV infections.

Read a second time.

Senator Burke, with unanimous consent, asked that **Assembly Bill 733** be referred to the Joint Committee on **Finance**.

Senator Burke, with unanimous consent, asked that the rules be suspended and that **Assembly Bill 733** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Read a second time.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 733

Read a third time.

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Grobschmidt, Hansen, Harsdorf, Huelsman, Jauch, Kanavas, A. Lasee, Lazich, M. Meyer, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Schultz, Shibilski, Welch, Wirch and Zien – 33.

Noes – None.

Absent or not voting – None.

Concurred in.

Assembly Bill 743

Relating to: the statewide trauma system and making appropriations.

Read a second time.

Senator Burke, with unanimous consent, asked that **Assembly Bill 743** be referred to the Joint Committee on **Finance**.

Assembly Bill 809

Relating to: permanency planning for a child placed outside the home, required juvenile court findings when a child is placed outside the home, the expiration date of a juvenile court order placing or continuing the placement of a child outside the

home, the requirement that a termination of parental rights petition be filed under certain circumstances, statements by foster parents at juvenile court hearings, and prohibiting a person who has committed an alcohol-related felony within the last 5 years from being licensed to operate a foster home or treatment foster home.

Read a second time.

Senate amendment 1 to **Assembly Bill 809** offered by Senators Moore, Robson, Plache and Welch.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 809**?

Adopted.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 809

Read a third time and concurred in as amended.

Senator Chvala, with unanimous consent, asked that **Senate Joint Resolution 67** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Senate Joint Resolution 67

Relating to: commending the devoted public service of the members of the Capitol Police Department.

Read.

Adopted.

Assembly Bill 826

Relating to: various changes in election administration laws.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Assembly Bill 826**?

Adopted.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 826

Read a third time and concurred in as amended.

Assembly Bill 711

Relating to: congressional redistricting.

Read a second time.

Senator Chvala, with unanimous consent, asked that the Senate stand informal.

4:02 P.M.

STANDING INFORMAL

4:37 P.M.

The Senate reconvened.

Senator Risser in the chair.

Senate amendment 1 to Senate substitute amendment 1 to **Assembly Bill 711** offered by Senator Grobschmidt.

Senator Jauch moved rejection of Senate amendment 1 to Senate substitute amendment 1 to **Assembly Bill 711**.

The question was: Rejection of Senate amendment 1 to Senate substitute amendment 1 to **Assembly Bill 711**?

The ayes and noes were demanded and the vote was: ayes, 30; noes, 3; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Hansen,

Harsdorf, Huelsman, Jauch, Kanavas, A. Lasee, Lazich, M. Meyer, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Schultz, Shibilski, Welch, Wirch and Zien – 30.

Noes – Senators Burke, George and Grobschmidt – 3.

Absent or not voting – None.

Rejected.

Senator Welch moved that Senate substitute amendment 1 to **Assembly Bill 711** be laid on the table.

The question was: Shall Senate substitute amendment 1 to **Assembly Bill 711** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grobschmidt, Harsdorf, Huelsman, Kanavas, A. Lasee, Lazich, Moore, Panzer, Plache, Robson, Roessler, Rosenzweig, Schultz, Welch, Wirch and Zien – 20.

Noes – Senators Baumgart, Breske, Burke, Chvala, Decker, Erpenbach, George, Hansen, Jauch, M. Meyer, Moen, Risser and Shibilski – 13.

Absent or not voting – None.

Tabled.

Senate substitute amendment 2 to **Assembly Bill 711** offered by Senator George.

Senator Jauch moved rejection of Senate substitute amendment 2 to **Assembly Bill 711**.

The question was: Rejection of Senate substitute amendment 2 to **Assembly Bill 711**?

The ayes and noes were demanded and the vote was: ayes, 31; noes, 2; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grobschmidt, Hansen, Harsdorf, Huelsman, Jauch, Kanavas, A. Lasee, Lazich, M. Meyer, Moen, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Schultz, Shibilski, Welch, Wirch and Zien – 31.

Noes – Senators George and Moore – 2.

Absent or not voting – None.

Rejected.

Senator Chvala, with unanimous consent, asked that the Senate stand informal.

5:28 P.M.

STANDING INFORMAL

5:42 P.M.

The Senate reconvened.

Senator Risser in the chair.

Senator Chvala moved that Senate substitute amendment 1 to **Assembly Bill 711** be taken from the table and taken up.

The question was: Shall Senate substitute amendment 1 to **Assembly Bill 711** be taken from the table and taken up?

The ayes and noes were demanded and the vote was: ayes, 15; noes, 18; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Decker, Erpenbach, Hansen, Jauch, M. Meyer, Moen, Plache, Risser, Robson, Shibilski and Wirch – 15.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, George, Grobschmidt, Harsdorf, Huelsman, Kanavas, A.

Lasee, Lazich, Moore, Panzer, Roessler, Rosenzweig, Schultz, Welch and Zien – 18.

Absent or not voting – None.

Refused to take up.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 711

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 26; noes, 7; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grobschmidt, Hansen, Harsdorf, Huelsman, Jauch, Kanavas, A. Lasee, Lazich, Moen, Panzer, Risser, Roessler, Rosenzweig, Schultz, Shibilski, Welch and Zien – 26.

Noes – Senators Chvala, George, M. Meyer, Moore, Plache, Robson and Wirch – 7.

Absent or not voting – None.

Concurred in.

Senator Chvala, with unanimous consent, asked that all action be immediately messaged to the Assembly.

MOTIONS MAYBE OFFERED

Senator Zien moved that **Assembly Bill 675** be withdrawn from the committee **Senate Organization**.

POINT OF ORDER

Senator Chvala raised the point of order that in accordance with Senate Rule 41 the motion to withdraw from the committee on Senate Organization is not proper at this time.

The Chair took the point of order under advisement.

Senator Welch moved that the rules be suspended.

POINT OF ORDER

Senator Chvala raised the point of order that the motion is not proper at this time.

The Chair took the point of order under advisement.

ANNOUNCEMENTS, ADJOURNMENT HONORS, AND REMARKS UNDER SPECIAL PRIVILEGE

Senator Moore, with unanimous consent, would have the journal show that she would like to have been listed as a coauthor of **Senate Joint Resolution 64**, **Senate Bill 344** and **Senate Bill 435**.

Senator Moore, with unanimous consent, would have the journal show that she would like to have been listed as a cosponsor of **Assembly Joint Resolution 87** and **Assembly Bill 733**.

Senator Chvala, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the LaFollette High School's boys basketball team on their advancement to the WIAA Basketball Tournament.

ADJOURNMENT

Senator Chvala, with unanimous consent, asked that the Senate adjourn pursuant to **Senate Joint Resolution 1**.

Adjourned.

7:15 P.M.